IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Original Jurisdiction

Dated: Nainital the 2nd day of Sept. ,2002

Criminal Misc. Bail Application Number 819of 2002

Order on the Bail Application

CRIMINAL SIDE
Rajiv alias Tony, son of Sri Pratap Singh Rawat, resident of village and Post Balawala, District Dehradun

.....Applicant(s)

Versus

State of Uttaranchal. .....Opposite Party

Arising out of- Case crime no.70 of 2002,
Under sections 307, 504 of I.P.C.,
P.S. Raipur,
District Dehradun

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant-accused and the learned A.G.A.

Applicant had wielded a Khukhari in assaulting the victim during the day light incicdent.

It has been submitted that the injury report indicate that the victim has also sustained lacerated wounds caused by blunt object, explanation of which has not been given in the F.I.R. The question about it can be considered at the time of the evidence to be adduced in the case. Since the sharp edged weapon was wielded and injury was caused on the vital part by it, in my opinion it is not a fit case for bail.

Bail application is rejected accordingly.

(Irshad Hussain, J.)

02.09.2002./B.